

August 17, 2005

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1648

Please Direct All Correspondence to Customer Number 45311

AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Nam et al.
 App. No : 10/009,011
 Filed : July 19, 2002
 For : HCV/BVDV CHIMERIC GENOMES
 AND USES THEREOF
 Examiner : Lucas, Zachariah
 Art Unit : 1648

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

August 17, 2005

(Date)

Nancy W. Aensko, Reg. No. 36,298

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Amendment and Response to Office Action in 7 pages.
- (X) Declaration Under 37 C.F.R. § 1.132 of Suzanne U. Emerson, Ph.D. in 3 pages.
- (X) Exhibit 1 – Curriculum Vitae of Suzanne Urvil Emerson, Ph.D. in 23 pages.
- (X) Lai et al., 2000, *J Virol* 74:6339-6347.
- (X) Signed Applicant Initiated Interview Request Form.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims > 20	16 - 39 = 0	1202 (\$50)	0 x 50 =	\$0
Independent > 3	1 - 3 = 0	1201 (\$200)	0 x 200 =	\$0
Multiple Claim	1.16(j)	1203 (\$360)		Previously paid
3 Month Extension	1.17(a)(3)	1253 (\$1,020)		\$1020
TOTAL FEE DUE				\$1020

- (X) An extension of time is hereby requested by payment of the appropriate fee indicated above.

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- (X) A check in the amount of \$1020 is enclosed.
- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



Nancy W. Vensko
Registration No. 36,298
Attorney of Record
Customer No. 45,311
(805) 547-5580

PAT-AMENDTRANS

1860406:vb
081105

Applicant Initiated Interview Request Form

Application No.: 10/009011 First Named Applicant: Nam
Examiner: Zachariah Lucas Art Unit: 1648 Status of Application: Pending

Tentative Participants:

(1) Nancy Vensko (2) Examiner Lucas
(3) James C. House I (4) _____

Proposed Date of Interview: 7/21/05 Proposed Time: 10:00 (AM/PM)

Type of Interview Requested:

(1) [] Telephonic (2) [X] Personal (3) [] Video Conference

Exhibit To Be Shown or Demonstrated: [] YES [X] NO

If yes, provide brief description: _____

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>Obj.</u>	<u>1,20</u>	_____	[X]	[]	[]
(2) <u>101</u>	<u>14,15,18,19</u> <u>1-4,6,9,10</u>	_____	[X]	[]	[]
(3) <u>112/2</u>	<u>14-19,21</u>	_____	[X]	[]	[]
(4) <u>112/1</u>	<u>16-19</u>	_____	[X]	[]	[]
(5) <u>103</u>	<u>1-4,6,9,10</u> <u>14,15,21</u>	Vassilev, Kashiwakuma & Maertens X			

Brief Description of Arguments to be Presented:

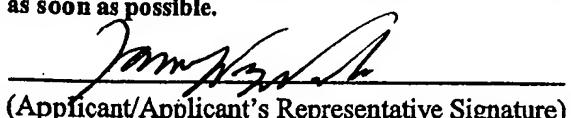
The 103 rejection was discussed. Applicant presented arguments regarding lack of a reasonable expectation of success and unexpected results. Other amendments to avoid the other objections & rejections were discussed.

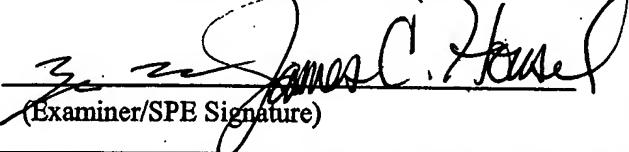
An interview was conducted on the above-identified application on July 21, 2005.

NOTE:

This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.


(Applicant/Applicant's Representative Signature)


(Examiner/SPE Signature)

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.